CRAVATH

Rebecca J. Schindel rschindel@cravath.com T+1-212-474-1459 New York

May 26, 2023

Smith et al. v. Annucci et al., 21-CV-01715 (RA) (OTW) [rel: 17-CV-07954 (RA) (OTW)]

Dear Judge Wang:

We submit this monthly joint status letter in accordance with the Court's November 1, 2022 Order. (ECF No. 172).

At this time, there are no document discovery disputes between the parties. Plaintiff made a settlement demand on March 7, 2023 and is awaiting a response from Defendant. Plaintiff is in the process of producing HIPAA-compliant authorizations responsive to Defendants' March 1, 2023 discovery requests. Fact discovery is otherwise complete and the parties are coordinating regarding expert discovery.

Respectfully,

/s/ Rebecca J. Schindel

Rebecca J. Schindel Attorney for Plaintiffs

/s/ Andrew Blancato

Assistant Attorney General Andrew Blancato Attorney for Defendants The Honorable Ona T. Wang
United States District Court
Southern District of New York
Daniel Patrick Moynihan United States Courthouse
500 Pearl Street, Room 20D
New York, NY 10007

VIA CM/ECF